

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 8508  
 OTHER MISDEMEANOR Mis ☐ 8510  
 FELONY Fel ☒ 1085 4  
 District Office 7-9-76

vs. BROOKS, CARL EUGENE (Bond) (48)  
 1523 McCain Blvd. 501-758-0000  
 N. Little Rock, Ark. 72116  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 04 29  
 No. of Def's  
 \* 1

76 - CR - 60 - 1

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ AMT ☐ Fugitive  
☐ Denied ☐ Set ☐ Pers. Recog.  
☐ PSA

\$ 25,000 conditions

Date 4-29-76 ☒ 10% Deposit  
☒ Surety Bond/C

☐ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

## U.S. TITLE/SECTION

## OFFENSES CHARGED

## ORIGINAL COUNTS

26:5861(d);5871 Possession of unregistered firearms 1 - 5  
 26:5861(e);5871 Illegal transfer of firearms 6 - 10  
 18:842(a)(3)(B) Illegal distribution of explosive materials 11  
 21:841(a)(1) Distribution of non-narcotic controlled substance. 12.

(Ct. 1 - 11: \$10,000 &/or 10 Yrs.)  
 (Ct. 12: \$15,000 &/or 5 Yrs., w/min. parole term of 2 Yrs.)

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

## ARREST or

U.S. Custody Began

5-3-76

Summons Served

First Appearance

INDICTMENT ☒

High Risk Date

Information ☐  
4-29-76Indict. Waived ☐

In Charging District

Superseding  
☐ Indict/Info ☐ARRAIGNMENT ☒

5-6-76

1st Plea

5-6-76

Final Plea

## TRIAL

Voir Dire ☒Trial Set For  
6-8-76Trial Began ☒ J6-8-76 ☐ N

Trial Ended

6-9-76

## SENTENCE

Disposition of Charges

7-9-76

☒ On All Charges  
☐ On Lesser \* Offense(s)  
☐ Acquired  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Govern'ts Motion

## MAGISTRATE

Search Warrant Issued Return Summons Issued Served Arrest Warrant Issued COMPLAINT OFFENSE (In Complaint)	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
			5-3-76	RF/600A	<input type="checkbox"/> DISMISSED
			XXXXXXXXXX	Date Scheduled	<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
			REMOVAL OR HEARING <input checked="" type="checkbox"/>	Date Held	<input checked="" type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
			<input checked="" type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED	Tape Number	N.D. of Oklahoma
			<input type="checkbox"/> INTERVENING INDICTMENT		

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA, ☐ Ret. ☒ Waived, ☐ Self, ☐ None / Other, ☐ PD, ☐ CD

Ben F. Baker  
 Asst. U.S. Attorney

Ralph Patterson & Morgan Welch  
 2900 Percy Machine Dr.  
 N. Little Rock, Ark. 72114  
 758-2956

David O. Harris  
 340 Ct. Arcade Bld  
 Tulsa 74103  
 582-5207

\* Show last names and suffix numbers of other defendants on same indictment/information:

-1976-

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
4-29		Record Vote of the Grand Jury Concurring, fld. in Open Court. v	
4-29		Indictment, fld. in Open Court. Bond set at \$25,000, C/S. (H. Dale Cook, U.S. Dist. Judge) v	2 4-29-76 M
5-4		MO: Case set for arraignment and plea 5-6-76 at 10:00 a.m. (HDC-J)hm (Deft. given 10 days to file motions; govt. 5 days thereafter to respond.)	
5-4		W/Arrest, ret. & filed: deft. arrested 4-30-76. g	2 5-3-76 M 2
5-6		Deft. arrest in E.D. of Ark. on 5-3-76 & executed waiver of removal hearing to U.S. Dist. Ct., N.D. of OK. Transcript of proceedings rec'd & fld. this date. v	2 5-3-76 F
5-6		Included in transcript from E.D. of Ark. was Deft.'s Appearance Bond in the amount of \$5,000.00, property bond, and conditions of release, rec'd & fld. in our office this date. v	
5-6		MO: Case called for arr. & plea. Deft. present and represented. Ralph Patterson admitted for purpose of this case. Oath administered. Deft. acknowledges receipt of indictment, arraigned and enters plea of (over)	2 5-6-76 F 4

DATE	76-CR-60 (Brooks)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY			
	(DOCUMENT NO.)			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)
		NOT GUILTY as to Cts. 1 thru 12. Deft. given until May 21 to file motions; govt. until May 27 to respond. Case set for J/T June 21 at 9:30 a.m. Deft. remanded to cust. of U.S. Marshal pending filing of \$25,000 cash or surety bond. (HDC-J)hm					
5-7-76		Appearance bond in the amt. of \$25,000 surety, filed. hm					
5-7		Order specifying methods and conditions of release, filed. hm					
5-10		MO: Upon request of deft. & no obj. by govt., deft. is allowed to travel within the state of Arkansas to conduct his business. (HDC-J)hm (notice by phone)					
5-12		MO: Case set for PT hearing 6-7-76 at 5:00 p.m., and reset for J/T 6-8-76 at 9:30 a.m. (HDC-J)hm (notices mailed)					
6-1		MO: Case reset for PT hearing at 12:00 noon on 6-7-76. (HDC-J)hm (notices mailed)					
6-3		Entry of appearance by David O. Harris as co-counsel for def., filed. rm (notified by phone of pt & J/T)					
6-2		Subpoena, ret. & filed: served Jack K. Wilkinson on 5-26-76. g					
6-7		Case called for PT hearing. Deft. represented; govt. represented. Deft. counsel waives appearance of deft., who remains outside of hearing. Court allows Mr. Welch, Mr. Patterson's partner, to be present at PT, over govt's obj. Parties announce they are ready for trial. Govt. states it will have 7 or 8 witnesses at trial & 20 to 25 exhibits. Govt. offers all exhibits to be examined & inspected to deft. Govt. gives copies of statements of Agents Walter Zablocki & Michael Huckaby to deft. counsel for examination. Deft. counsel states he will use 7 or 8 witnesses. (EST-2 days). Deft. stipulates as to introduction of certain photos. Pltf's oral request re voir dire: pro or con on gun control and pro or con on drugs; deft's oral request re voir dire: any feelings on collection of weapons. (HDC-J)hm					
6-7		MO: Case transferred to Judge Fred Daugherty. (HDC-J)hm					
6-9		Jury trial held 6/8 and 6/9/76. Def. Present & rep. Govt. rep. Parties announce ready. Jury empaneled. Opening statements by govt. Pltf. presents case in chief w/testimony of witnesses and exhibits admitted. Pltf. rests. Deft. mo/judg. of acquittal denied. Def. makes opening stateent; presents case in chief w/test. of witnesses; exhibits admitted & def. rests. Pltf. presents rebuttal evidence. Parties rest. Deft. renewed mo/judg. of acquittal denied. Closing arguments; Ct. instructs jury; bailiff sworn & jury retires to					
		(continued)					

(continued)

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

For Identifying  
Periods of Exclud-  
able Delay Per 18  
U.S.C. 3161(h)A. Examination or  
hearing for  
mental or  
physical in-  
capacity (18  
U.S.C. 4244)B. NARA Exami-  
nation (28  
U.S.C. 2902)C. State or Federal  
trials on other  
charges.D. Interlocutory  
Appeals.E. Hearings on  
pretrial motions.F. Transfers from  
other districts  
(per F.R.Cr.P.  
Rules 20, 21  
& 40).G. Defendant Mo-  
tion is actually  
under advise-  
ment. Period of  
up to 30 days  
is excludable  
per  
3161(h) (1) (G).H. Miscellaneous  
Proceedings.  
Probation or  
Parole revoca-  
tion, Deporta-  
tion,  
Extradition.I. Prosecution de-  
ferred by  
mutual agree-  
ment.M. Unavailability  
of defendant  
or essential  
witness.N. Period of men-  
tal or physical  
incompetence  
of defendant to  
stand trial.O. Period of  
NARA Com-  
mitment or  
Treatment.P. Superseding  
Indictment  
and/or new  
charges.R. Defendant  
awaiting trial  
of Co-defen-  
dant when no  
severance has  
been granted.T. Continuances  
Granted per  
3161(h) (8)  
(i.e. ends of  
justice or com-  
plexity of case  
outweighs de-  
fendants'  
interests).U. Time between  
guilty plea and  
plea with-  
drawal.V. Grand Jury in-  
dictment ex-  
tended per  
3161 (b).

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
6-9-76	(Document No.) (continued) deliberate at 4:50 p.m., 6/9/76. Jury returns with verdict at 5:50 p.m., 6/9/76 and discharged. Def. found GUILTY on all 12 counts of indictment. Def. convicted in Arkansas and J&C states if def. is found guilty in Okla. case, def. to be remanded to USM in O. C. Def. remanded to USM in Tulsa to await sentence. Case referred to Probation Office/(FD-J)(V. Eddleman-Deputy)(T. Holmes-CR)rm 6-9 Trial exhibits, filed. rm (in suitcase in vault) 6-9 Jury verdict, filed. rm 6-10 Subpoenae, ret. & filed: served Don Harris and Wm. R. Cloud on 6-4-76; executed by telephone as to Lucretia Harris 6-7-76. (USM \$8.00)g 7-1 MO: Case set for sentencing before Judge Fred Daugherty for Friday, July 9, 1976, at 10:15 a.m.(FD-J)rm-notices 7-9 MO: Case called for sentence. Deft. present and represented; govt. represented. Deft. & counsel asked if they care to say anything before sentence is pronounced. Judgment and Sentence - CARL EUGENE BROOKS (49) Cts. 1 thru 12 - Atty. Gen. - Three (3) Years, on each count, to run concurrently w/each other, and to begin at the expiration of and run consecutive to the sentence imposed in the Eastern District of Arkansas. IT IS FURTHER ADJUDGED that a minimum special parole term of not less than Two (2) Years is imposed in Ct. 12, to commence at the termination of the sentence imposed in Ct. 12. IT IS RECOMMENDED by the Court that the deft. be incarcerated at the U.S. Med. Center for Federal Prisoners at Springfield, Missouri. Deft. is advised of right to appeal & of his rights to appeal in forma pauperis. Deft. gives oral notice of appeal and Clerk directed to spread of record deft's notice of appeal. Deft. counsel submits an addit. doctor's report to Court prior to sentence, which Court attaches to pre-sentence report. U.S. Marshal & Prob. officer directed to see that contents of medical reports are brought to attention of Federal Agency that directs confinement of deft. Deft. remanded to cust. of U.S. Marshal.(FD-J)hm (M. Ballard-CR) 7-9 Judgment and Commitment, filed and entered. (FD-J)hm 7-9 Two c/c of J&C delivered to U.S. Marshal. hm 7-9 Notice of appeal for def., filed by Clerk. (copies to counsel and USCA) 7-21 Return on Judgment and Commitment, fld. Executed by delivering Deft. Carl Eugene Brooks to U.S. Med. Center, Springfield, Mo., on 7-16-76. (Deft. delivered to Tulsa Co. Jail on 7-9-76) (Deft. in custody from 5-6 to 5-7-76; 6-9 thru 7-16-76) v				

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
8-12-76	Election not to appeal, filed. g (cps to USCA & Counsel)				
8-30	Application of Brooks for all transcripts, records and statements, filed. rm <i>File to 20</i>				
9-8	Order, filed and entered, denying def. appl. for transcript, etc.(FD-J)rm-copies mailed				
11-12-76	Appl. of USA to withdraw all trial exhibits, filed.rm				
11-16	Order, filed, granting USA request to withdraw all trial exhibits. (FD-J)rm-copy to USA				
Interval (per Section II)		Start Date End Date	Ltr. Code	Total Days	

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ vs.  
 OTHER MISDEMEANOR Mis ☐  
 FELONY Fel ☒ 860 4 District Office (LAST, FIRST, MIDDLE)

BROOKS, CARL EUGENE

Case Filed  
Mo. Day

04 29

No. of Def's  
\* 1

76-CR-60 - 1

Yr. Docket No. Def.

U.S. MAG. CASE NO. A6-76-71

BAIL • RELEASE

☐ AMT ☐ Fugitive  
 Denied Set ☐ Pers. Recog.

\$ 5 000 ☐ PSA  
 conditions

Date 5/3/76 ☐ 10% Deposit  
☒ Surety Bond

☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

U.S. TITLE/SECTION

OFFENSES CHARGED

ORIGINAL COUNTS

26 USC 5861(d) Poss. unregistered firearm  
 26 USC 5861(e) Trans. unregistered firearm  
 18 USC 842(a)(3)(B) Illegal dist.explosives  
 21 USC 841(a)(1) Dist.Sch.II contrdled substance

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT <input checked="" type="checkbox"/>	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 5/3/76	High Risk Date Information <input type="checkbox"/> 4-29-76	1st Plea	Trial Set For	Disposition of Charges
Summons Served	Indict. Waived <input type="checkbox"/>	Final Plea	Voir Dire <input type="checkbox"/>	<input type="checkbox"/> Convicted
First Appearance	In Charging District	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>	Trial Began <input type="checkbox"/>	<input type="checkbox"/> On All Charges
		NG <input type="checkbox"/> G <input type="checkbox"/> NOL <input type="checkbox"/>	Trial Ended <input type="checkbox"/>	<input type="checkbox"/> On Lesser * Offense(s)
		NG <input type="checkbox"/> G <input type="checkbox"/> NOL <input type="checkbox"/>		<input type="checkbox"/> Dismissed: <input type="checkbox"/> WOP: <input type="checkbox"/> WP
				<input type="checkbox"/> On Govern'ts Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			5/3/76	RF/600A	<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Return			XXXXXXXX		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT	Served			REMOVAL HEARING		<input checked="" type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
OFFENSE (In Complaint)				WAIVED <input checked="" type="checkbox"/> NOT WAIVED <input type="checkbox"/>	Tape Number	N.D. of Oklahoma
				INTERVENING INDICTMENT <input type="checkbox"/>		

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA ☐ Ret; ☐ Waived; ☐ Self; ☐ None / Other: ☐ PD ☐ CD

Ralph Patterson  
 2900 Percy Machin Dr.  
 No. Little Rock, Ar. 72114

\* Show last names and suffix numbers of other defendants on same indictment/information:

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY
5/3/76		Deft. arrested at 10:00 a.m., by SA John Heard, ATF, on warrant on indict. from N.D. of Okla. Deft. appeared before U.S. Magistrate Robert Faulkner, E.D. of Ar., same date, waived removal hearing & was released on \$5,000 property bond, with instructions to appear next in N.D. of Okla. when so notified by that district.	(a) (b) (c) (d)

For Identifying  
Periods of Exclud-  
able Delay Per 18  
U.S.C. 3161(h)

- A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
- B. NARA Examination (28 U.S.C. 2902).
- C. State or Federal trials on other charges.
- D. Interlocutory Appeals.
- E. Hearings on pretrial motions.
- F. Transfers from other districts (per F.R.C.P. Rules 20, 21 & 40).
- G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
- H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
- I. Prosecution deferred by mutual agreement.
- M. Unavailability of defendant or essential witness.
- N. Period of mental or physical incompetence of defendant to stand trial.
- O. Period of NARA Commitment or Treatment.
- P. Superseding indictment and/or new charges.
- R. Defendant awaiting trial of Co-defendant when no severance has been granted.
- T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants' interests).
- U. Time between guilty plea and plea withdrawal.
- W. Grand Jury indictment extended per 3161 (b).

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER